

AMENDED IN ASSEMBLY APRIL 23, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1341**

**Introduced by Assembly Member Bermudez**

February 21, 2003

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An act to amend Section 5023 of the Penal Code, relating to corrections.

LEGISLATIVE COUNSEL'S DIGEST

AB 1341, as amended, Bermudez. Corrections: health care.

Existing law provides that the Department of Corrections shall consult with the California Medical Assistance Commission to assist the department in planning and negotiating contracts for the purchase of health care services.

This bill would ~~make a technical, nonsubstantive change to this provision~~ also provide that for the purpose of determining the appropriate level of health care services to be provided to inmates, the Department of Corrections shall adopt the standard of care delivered to Medi-Cal recipients.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~—yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 5023 of the Penal Code is amended to  
2 read:  
3 5023. (a) (1) It is the intent of the Legislature that the  
4 Department of Corrections operate in the most cost-effective and

1 efficient manner possible when purchasing health care services for  
2 inmates.

3 ~~(2) To achieve this goal~~ *For the purpose of determining the*  
4 *appropriate level of health care services to be provided to inmates,*  
5 *the Department of Corrections shall adopt the standard of care*  
6 *delivered to Medi-Cal recipients pursuant to Chapter 7*  
7 *(commencing with Section 14000) of Part 3 of Division 9 of the*  
8 *Welfare and Institutions Code.*

9 *(b) To assist in achieving the goals set forth in subdivision (a),*  
10 *it is desirable that the department have the benefit and experience*  
11 *of the California Medical Assistance Commission in planning and*  
12 *negotiating for the purchase of health care services.*

13 ~~(b)~~  
14 *(c) (1) The Department of Corrections shall consult with the*  
15 *commission to assist the department in planning and negotiating*  
16 *contracts for the purchase of health care services.*

17 *(2) The commission shall advise the department, and may*  
18 *negotiate directly with providers on behalf of the department, as*  
19 *mutually agreed upon by the commission and the department.*

